IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.4 OF 2002
IN
SUIT NO.1266 OF 1991

Jayantilal G. Sampat ..Plaintiff.

Vs.

Indian Organic Chemicals Ltd. ..Defendants.

Mr.Y.P.Gandhi for the Plaintiff.

Mr.Pavaskar i/b.M/s.Haresh Mehta & Co. for the Defendants.

CORAM : S.J. VAZIFDAR, J.
DATED : 1ST DECEMBER, 2005

P.C. :

Leave to amend for changing the name of the Defendants.

2. The Notice of Motion is for attachment before judgment. The Plaintff's claim is for his alleged dues in respect of his employment with Defendant No.1.

3. There is nothing to suggest that the Defendants are trying to sell their assets with a view to delay or defeat the execution of the decree which the Plaintiff may obtain. The mere fact that a division/part of the business of the Defendants may

have been hived off, does not indicate that the Defendants have done so with a view to defeat or delay the execution of the decree which the Plaintiff may obtain. The Defendants are still carrying on business and it has almost 600 employees.

4. In the circumstances, the Notice of Motion is dismissed. There shall be no order as to costs.